

WEST VIRGINIA LEGISLATURE

2016 REGULAR SESSION

Introduced

House Bill 2813

2015 Carryover

(BY DELEGATES MILLER, SOBONYA, BORDER, ROHRBACH,
FOLK AND ELDRIDGE)

[Introduced January 13, 2016; referred to the
Committee on Roads and Transportation then
Finance.]

1 A BILL to amend and reenact §17A-3-14 of the Code of West Virginia, 1931, as amended, relating
 2 to motor vehicle registration generally; providing for the issuance of a special "Family of
 3 an Officer Killed in the Line of Duty" license plate; and assessing a special initial
 4 application fee and an annual fee.

Be it enacted by the Legislature of West Virginia:

1 That §17A-3-14 of the Code of West Virginia, 1931, as amended, be amended and
 2 reenacted to read as follows:

**ARTICLE 3. ORIGINAL AND RENEWAL OF REGISTRATION; ISSUANCE OF
 CERTIFICATES OF TITLE.**

**§17A-3-14. Registration plates generally; description of plates; issuance of special
 numbers and plates; registration fees; special application fees; exemptions;
 commissioner to promulgate forms; suspension and nonrenewal.**

1 (a) The division upon registering a vehicle shall issue to the owner one registration plate
 2 for a motorcycle, trailer, semitrailer or other motor vehicle.

3 (b) Registration plates issued by the division shall meet the following requirements:

4 (1) Every registration plate shall be of reflectorized material and have displayed upon it
 5 the registration number assigned to the vehicle for which it is issued; the name of this state, which
 6 may be abbreviated; and the year number for which it is issued or the date of expiration of the
 7 plate.

8 (2) Every registration plate and the required letters and numerals on the plate shall be of
 9 sufficient size to be plainly readable from a distance of one hundred feet during daylight:

10 *Provided*, That the requirements of this subdivision shall not apply to the year number for which
 11 the plate is issued or the date of expiration.

12 (3) Registration numbering for registration plates shall begin with number two.

13 (c) The division may not issue, permit to be issued or distribute any special registration
14 plates except as follows:

15 (1) The Governor shall be issued two registration plates, on one of which shall be imprinted
16 the numeral one and on the other the word one.

17 (2) State officials and judges may be issued special registration plates as follows:

18 (A) Upon appropriate application, the division shall issue to the Secretary of State, State
19 Superintendent of Schools, Auditor, Treasurer, Commissioner of Agriculture and the Attorney
20 General, the members of both houses of the Legislature, including the elected officials of both
21 houses of the Legislature, the justices of the Supreme Court of Appeals of West Virginia, the
22 representatives and Senators of the state in the Congress of the United States, the judges of the
23 West Virginia circuit courts, active and retired on senior status, the judges of the United States
24 district courts for the State of West Virginia and the judges of the United States Court of Appeals
25 for the fourth circuit, if any of the judges are residents of West Virginia, a special registration plate
26 for a Class A motor vehicle and a special registration plate for a Class G motorcycle owned by
27 the official or his or her spouse: *Provided*, That the division may issue a Class A special
28 registration plate for each vehicle titled to the official and a Class G special registration plate for
29 each motorcycle titled to the official.

30 (B) Each plate issued pursuant to this subdivision shall bear any combination of letters
31 and numbers not to exceed an amount determined by the commissioner and a designation of the
32 office. Each plate shall supersede the regular numbered plate assigned to the official or his or
33 her spouse during the official's term of office and while the motor vehicle is owned by the official
34 or his or her spouse.

35 (C) The division shall charge an annual fee of \$15 for every registration plate issued
36 pursuant to this subdivision, which is in addition to all other fees required by this chapter.

37 (3) The division may issue members of the National Guard forces special registration
38 plates as follows:

39 (A) Upon receipt of an application on a form prescribed by the division and receipt of
40 written evidence from the chief executive officer of the Army National Guard or Air National Guard,
41 as appropriate, or the commanding officer of any United States Armed Forces Reserve unit that
42 the applicant is a member thereof, the division shall issue to any member of the National Guard
43 of this state or a member of any Reserve unit of the United States Armed Forces a special
44 registration plate designed by the commissioner for any number of Class A motor vehicles owned
45 by the member. Upon presentation of written evidence of retirement status, retired members of
46 this state's Army or Air National Guard, or retired members of any Reserve unit of the United
47 States Armed Forces, are eligible to purchase the special registration plate issued pursuant to
48 this subdivision.

49 (B) The division shall charge an initial application fee of \$10 for each special registration
50 plate issued pursuant to this subdivision, which is in addition to all other fees required by this
51 chapter. Except as otherwise provided herein, effective July 1, 2007, all fees currently held in
52 the special revolving fund used in the administration of this section and all fees collected by the
53 division shall be deposited in the State Road Fund.

54 (C) A surviving spouse may continue to use his or her deceased spouse's National Guard
55 forces license plate until the surviving spouse dies, remarries or does not renew the license plate.

56 (4) Specially arranged registration plates may be issued as follows:

57 (A) Upon appropriate application, any owner of a motor vehicle subject to Class A
58 registration, or a motorcycle subject to Class G registration, as defined by this article, may request
59 that the division issue a registration plate bearing specially arranged letters or numbers with the
60 maximum number of letters or numbers to be determined by the commissioner. The division

61 shall attempt to comply with the request wherever possible.

62 (B) The commissioner shall propose rules for legislative approval in accordance with the
63 provisions of chapter twenty-nine-a of this code regarding the orderly distribution of the plates:
64 *Provided*, That for purposes of this subdivision, the registration plates requested and issued shall
65 include all plates bearing the numbers two through two thousand.

66 (C) An annual fee of \$15 shall be charged for each special registration plate issued
67 pursuant to this subdivision, which is in addition to all other fees required by this chapter.

68 (5) The division may issue honorably discharged veterans special registration plates as
69 follows:

70 (A) Upon appropriate application, the division shall issue to any honorably discharged
71 veteran of any branch of the armed services of the United States a special registration plate for
72 any number of vehicles titled in the name of the qualified applicant with an insignia designed by
73 the Commissioner of the Division of Motor Vehicles.

74 (B) The division shall charge a special initial application fee of \$10 in addition to all other
75 fees required by law. This special fee is to compensate the Division of Motor Vehicles for
76 additional costs and services required in the issuing of the special registration. All fees collected
77 by the division shall be deposited in the State Road Fund: *Provided*, That nothing in this section
78 may be construed to exempt any veteran from any other provision of this chapter.

79 (C) A surviving spouse may continue to use his or her deceased spouse's honorably
80 discharged veterans license plate until the surviving spouse dies, remarries or does not renew
81 the license plate.

82 (6) The division may issue disabled veterans special registration plates as follows:

83 (A) Upon appropriate application, the division shall issue to any disabled veteran who is
84 exempt from the payment of registration fees under the provisions of this chapter a registration

85 plate for a vehicle titled in the name of the qualified applicant which bears the letters "DV" in red
86 and also the regular identification numerals in red.

87 (B) A surviving spouse may continue to use his or her deceased spouse's disabled
88 veterans license plate until the surviving spouse dies, remarries or does not renew the license
89 plate.

90 (C) A qualified disabled veteran may obtain a second disabled veterans license plate as
91 described in this section for use on a passenger vehicle titled in the name of the qualified
92 applicant. The division shall charge a one-time fee of \$10 to be deposited into the State Road
93 Fund, in addition to all other fees required by this chapter, for the second plate.

94 (7) The division may issue recipients of the distinguished Purple Heart medal special
95 registration plates as follows:

96 (A) Upon appropriate application, there shall be issued to any armed service person
97 holding the distinguished Purple Heart medal for persons wounded in combat a registration plate
98 for a vehicle titled in the name of the qualified applicant bearing letters or numbers. The
99 registration plate shall be designed by the Commissioner of Motor Vehicles and shall denote that
100 those individuals who are granted this special registration plate are recipients of the Purple Heart.
101 All letterings shall be in purple where practical.

102 (B) Registration plates issued pursuant to this subdivision are exempt from all registration
103 fees otherwise required by the provisions of this chapter.

104 (C) A surviving spouse may continue to use his or her deceased spouse's Purple Heart
105 medal license plate until the surviving spouse dies, remarries or does not renew the license plate.

106 (D) A recipient of the Purple Heart medal may obtain a second Purple Heart medal license
107 plate as described in this section for use on a passenger vehicle titled in the name of the qualified
108 applicant. The division shall charge a one-time fee of \$10 to be deposited into the State Road

109 Fund, in addition to all other fees required by this chapter, for the second plate.

110 (8) The division may issue survivors of the attack on Pearl Harbor special registration
111 plates as follows:

112 (A) Upon appropriate application, the owner of a motor vehicle who was enlisted in any
113 branch of the armed services that participated in and survived the attack on Pearl Harbor on
114 December 7, 1941, the division shall issue a special registration plate for a vehicle titled in the
115 name of the qualified applicant. The registration plate shall be designed by the Commissioner
116 of Motor Vehicles.

117 (B) Registration plates issued pursuant to this subdivision are exempt from the payment
118 of all registration fees otherwise required by the provisions of this chapter.

119 (C) A surviving spouse may continue to use his or her deceased spouse's survivors of the
120 attack on Pearl Harbor license plate until the surviving spouse dies, remarries or does not renew
121 the license plate.

122 (D) A survivor of the attack on Pearl Harbor may obtain a second survivors of the attack
123 on Pearl Harbor license plate as described in this section for use on a passenger vehicle titled in
124 the name of the qualified applicant. The division shall charge a one-time fee of \$10 to be
125 deposited into the State Road Fund, in addition to all other fees required by this chapter, for the
126 second plate.

127 (9) The division may issue special registration plates to nonprofit charitable and
128 educational organizations authorized under prior enactment of this subdivision as follows:

129 (A) Approved nonprofit charitable and educational organizations previously authorized
130 under the prior enactment of this subdivision may accept and collect applications for special
131 registration plates from owners of Class A motor vehicles together with a special annual fee of
132 \$15, which is in addition to all other fees required by this chapter. The applications and fees

133 shall be submitted to the Division of Motor Vehicles with the request that the division issue a
134 registration plate bearing a combination of letters or numbers with the organizations' logo or
135 emblem, with the maximum number of letters or numbers to be determined by the commissioner.

136 (B) The commissioner shall propose rules for legislative approval in accordance with the
137 provisions of article three, chapter twenty-nine-a of this code regarding the procedures for and
138 approval of special registration plates issued pursuant to this subdivision.

139 (C) The commissioner shall set an appropriate fee to defray the administrative costs
140 associated with designing and manufacturing special registration plates for a nonprofit charitable
141 or educational organization. The nonprofit charitable or educational organization shall collect
142 this fee and forward it to the division for deposit in the State Road Fund. The nonprofit charitable
143 or educational organization may also collect a fee for marketing the special registration plates.

144 (10) The division may issue specified emergency or volunteer registration plates as
145 follows:

146 (A) Any owner of a motor vehicle who is a resident of the State of West Virginia and who
147 is a certified paramedic or emergency medical technician, a member of a paid fire department, a
148 member of the state Fire Commission, the state Fire Marshal, the state Fire Marshal's assistants,
149 the state Fire Administrator and voluntary rescue squad members may apply for a special license
150 plate for any number of Class A vehicles titled in the name of the qualified applicant which bears
151 the insignia of the profession, group or commission. Any insignia shall be designed by the
152 commissioner. License plates issued pursuant to this subdivision shall bear the requested
153 insignia in addition to the registration number issued to the applicant pursuant to the provisions
154 of this article.

155 (B) Each application submitted pursuant to this subdivision shall be accompanied by an
156 affidavit signed by the fire chief or department head of the applicant stating that the applicant is

157 justified in having a registration with the requested insignia; proof of compliance with all laws of
158 this state regarding registration and licensure of motor vehicles; and payment of all required fees.

159 (C) Each application submitted pursuant to this subdivision shall be accompanied by
160 payment of a special initial application fee of \$10, which is in addition to any other registration or
161 license fee required by this chapter. All special fees shall be collected by the division and
162 deposited into the State Road Fund.

163 (11) The division may issue specified certified firefighter registration plates as follows:

164 (A) Any owner of a motor vehicle who is a resident of the State of West Virginia and who
165 is a certified firefighter may apply for a special license plate which bears the insignia of the
166 profession, for any number of Class A vehicles titled in the name of the qualified applicant. Any
167 insignia shall be designed by the commissioner. License plates issued pursuant to this
168 subdivision shall bear the requested insignia pursuant to the provisions of this article. Upon
169 presentation of written evidence of certification as a certified firefighter, certified firefighters are
170 eligible to purchase the special registration plate issued pursuant to this subdivision.

171 (B) Each application submitted pursuant to this subdivision shall be accompanied by an
172 affidavit stating that the applicant is justified in having a registration with the requested insignia;
173 proof of compliance with all laws of this state regarding registration and licensure of motor
174 vehicles; and payment of all required fees. The firefighter certification department, section or
175 division of the West Virginia University fire service extension shall notify the commissioner in
176 writing immediately when a firefighter loses his or her certification. If a firefighter loses his or her
177 certification, the commissioner may not issue him or her a license plate under this subsection.

178 (C) Each application submitted pursuant to this subdivision shall be accompanied by
179 payment of a special initial application fee of \$10, which is in addition to any other registration or
180 license fee required by this chapter. All special fees shall be collected by the division and

181 deposited into the State Road Fund.

182 (12) The division may issue special scenic registration plates as follows:

183 (A) Upon appropriate application, the commissioner shall issue a special registration plate
184 displaying a scenic design of West Virginia which displays the words "Wild Wonderful" as a
185 slogan.

186 (B) The division shall charge a special one-time initial application fee of \$10 in addition to
187 all other fees required by this chapter. All initial application fees collected by the division shall
188 be deposited into the State Road Fund.

189 (13) The division may issue honorably discharged Marine Corps league members special
190 registration plates as follows:

191 (A) Upon appropriate application, the division shall issue to any honorably discharged
192 Marine Corps league member a special registration plate for any number of vehicles titled in the
193 name of the qualified applicant with an insignia designed by the Commissioner of the Division of
194 Motor Vehicles.

195 (B) The division may charge a special one-time initial application fee of \$10 in addition to
196 all other fees required by this chapter. This special fee is to compensate the Division of Motor
197 Vehicles for additional costs and services required in the issuing of the special registration and
198 shall be collected by the division and deposited in the State Road Fund: *Provided*, That nothing
199 in this section may be construed to exempt any veteran from any other provision of this chapter.

200 (C) A surviving spouse may continue to use his or her deceased spouse's honorably
201 discharged Marine Corps League license plate until the surviving spouse dies, remarries or does
202 not renew the license plate.

203 (14) The division may issue military organization registration plates as follows:

204 (A) The division may issue a special registration plate for the members of any military

205 organization chartered by the United States Congress upon receipt of a guarantee from the
206 organization of a minimum of one hundred applicants. The insignia on the plate shall be
207 designed by the commissioner.

208 (B) Upon appropriate application, the division may issue members of the chartered
209 organization in good standing, as determined by the governing body of the chartered organization,
210 a special registration plate for any number of vehicles titled in the name of the qualified applicant.

211 (C) The division shall charge a special one-time initial application fee of \$10 for each
212 special license plate in addition to all other fees required by this chapter. All initial application
213 fees collected by the division shall be deposited into the State Road Fund: *Provided, That*
214 nothing in this section may be construed to exempt any veteran from any other provision of this
215 chapter.

216 (D) A surviving spouse may continue to use his or her deceased spouse's military
217 organization registration plate until the surviving spouse dies, remarries or does not renew the
218 special military organization registration plate.

219 (15) The division may issue special nongame wildlife registration plates and special wildlife
220 registration plates as follows:

221 (A) Upon appropriate application, the division shall issue a special registration plate
222 displaying a species of West Virginia wildlife which shall display a species of wildlife native to
223 West Virginia as prescribed and designated by the commissioner and the Director of the Division
224 of Natural Resources.

225 (B) The division shall charge an annual fee of \$15 for each special nongame wildlife
226 registration plate and each special wildlife registration plate in addition to all other fees required
227 by this chapter. All annual fees collected for nongame wildlife registration plates and wildlife
228 registration plates shall be deposited in a special revenue account designated the Nongame

229 Wildlife Fund and credited to the Division of Natural Resources.

230 (C) The division shall charge a special one-time initial application fee of \$10 in addition to
231 all other fees required by this chapter. All initial application fees collected by the division shall
232 be deposited in the State Road Fund.

233 (16) The division may issue members of the Silver Haired Legislature special registration
234 plates as follows:

235 (A) Upon appropriate application, the division shall issue to any person who is a duly
236 qualified member of the Silver Haired Legislature a specialized registration plate which bears
237 recognition of the applicant as a member of the Silver Haired Legislature.

238 (B) A qualified member of the Silver Haired Legislature may obtain one registration plate
239 described in this subdivision for use on a passenger vehicle titled in the name of the qualified
240 applicant. The division shall charge an annual fee of \$15, in addition to all other fees required
241 by this chapter, for the plate. All annual fees collected by the division shall be deposited in the
242 State Road Fund.

243 (17) Upon appropriate application, the commissioner shall issue to a classic motor vehicle
244 or classic motorcycle as defined in section three-a, article ten of this chapter, a special registration
245 plate designed by the commissioner. An annual fee of \$15, in addition to all other fees required
246 by this chapter, shall be charged for each classic registration plate.

247 (18) Honorably discharged veterans may be issued special registration plates for
248 motorcycles subject to Class G registration as follows:

249 (A) Upon appropriate application, there shall be issued to any honorably discharged
250 veteran of any branch of the armed services of the United States a special registration plate for
251 any number of motorcycles subject to Class G registration titled in the name of the qualified
252 applicant with an insignia designed by the Commissioner of the Division of Motor Vehicles.

253 (B) A special initial application fee of \$10 shall be charged in addition to all other fees
254 required by law. This special fee is to be collected by the division and deposited in the State
255 Road Fund: *Provided*, That nothing in this section may be construed to exempt any veteran from
256 any other provision of this chapter.

257 (C) A surviving spouse may continue to use his or her deceased spouse's honorably
258 discharged veterans license plate until the surviving spouse dies, remarries or does not renew
259 the license plate.

260 (19) Racing theme special registration plates:

261 (A) The division may issue a series of special registration plates displaying National
262 Association for Stock Car Auto Racing themes.

263 (B) An annual fee of \$25 shall be charged for each special racing theme registration plate
264 in addition to all other fees required by this chapter. All annual fees collected for each special
265 racing theme registration plate shall be deposited into the State Road Fund.

266 (C) A special application fee of \$10 shall be charged at the time of initial application as
267 well as upon application for any duplicate or replacement registration plate, in addition to all other
268 fees required by this chapter. All application fees shall be deposited into the State Road Fund.

269 (20) The division may issue recipients of the Navy Cross, Distinguished Service Cross,
270 Distinguished Flying Cross, Air Force Cross, Bronze Star, Silver Star or Air Medal special
271 registration plates as follows:

272 (A) Upon appropriate application, the division shall issue to any recipient of the Navy
273 Cross, Distinguished Service Cross, Distinguished Flying Cross, Air Force Cross, Silver Star,
274 Bronze Star or Air Medal, a registration plate for any number of vehicles titled in the name of the
275 qualified applicant bearing letters or numbers. A separate registration plate shall be designed
276 by the Commissioner of Motor Vehicles for each award that denotes that those individuals who

277 are granted this special registration plate are recipients of the Navy Cross, Distinguished Service
278 Cross, Distinguished Flying Cross, Air Force Cross, Silver Star or Bronze Star, or Air Medal as
279 applicable.

280 (B) The division shall charge a special initial application fee of \$10 in addition to all other
281 fees required by law. This special fee shall be collected by the division and deposited in the
282 State Road Fund: *Provided*, That nothing in this section exempts the applicant for a special
283 registration plate under this subdivision from any other provision of this chapter.

284 (C) A surviving spouse may continue to use his or her deceased spouse's Navy Cross,
285 Distinguished Service Cross, Distinguished Flying Cross, Air Force Cross, Silver Star, Bronze
286 Star or Air Medal special registration plate until the surviving spouse dies, remarries or does not
287 renew the special registration plate.

288 (21) The division may issue honorably discharged veterans special registration plates as
289 follows:

290 (A) Upon appropriate application, the division shall issue to any honorably discharged
291 veteran of any branch of the armed services of the United States with verifiable service during
292 World War II, the Korean War, the Vietnam War, the Persian Gulf War or the War Against
293 Terrorism a special registration plate for any number of vehicles titled in the name of the qualified
294 applicant with an insignia designed by the commissioner denoting service in the applicable
295 conflict.

296 (B) The division shall charge a special one-time initial application fee of \$10 in addition to
297 all other fees required by law. This special fee shall be collected by the division and deposited
298 in the State Road Fund: *Provided*, That nothing contained in this section may be construed to
299 exempt any veteran from any other provision of this chapter.

300 (C) A surviving spouse may continue to use his or her deceased spouse's honorably

301 discharged veterans registration plate until the surviving spouse dies, remarries or does not renew
302 the special registration plate.

303 (22) The division may issue special volunteer firefighter registration plates as follows:

304 (A) Any owner of a motor vehicle who is a resident of West Virginia and who is a volunteer
305 firefighter may apply for a special license plate for any Class A vehicle titled in the name of the
306 qualified applicant which bears the insignia of the profession in white letters on a red background.
307 The insignia shall be designed by the commissioner and shall contain a fireman's helmet insignia
308 on the left side of the license plate.

309 (B) Each application submitted pursuant to this subdivision shall be accompanied by an
310 affidavit signed by the applicant's fire chief, stating that the applicant is a volunteer firefighter and
311 justified in having a registration plate with the requested insignia. The applicant must comply
312 with all other laws of this state regarding registration and licensure of motor vehicles and must
313 pay all required fees.

314 (C) Each application submitted pursuant to this subdivision shall be accompanied by
315 payment of a special one-time initial application fee of \$10, which is in addition to any other
316 registration or license fee required by this chapter. All application fees shall be deposited into
317 the State Road Fund.

318 (23) The division may issue special registration plates which reflect patriotic themes,
319 including the display of any United States symbol, icon, phrase or expression which evokes
320 patriotic pride or recognition.

321 (A) Upon appropriate application, the division shall issue to an applicant a registration
322 plate of the applicant's choice, displaying a patriotic theme as provided in this subdivision, for a
323 vehicle titled in the name of the applicant. A series of registration plates displaying patriotic
324 themes shall be designed by the Commissioner of Motor Vehicles for distribution to applicants.

325 (B) The division shall charge a special one-time initial application fee of \$10 in addition to
326 all other fees required by law. This special fee shall be collected by the division and deposited
327 in the State Road Fund.

328 (24) Special license plates bearing the American flag and the logo "9/11/01".

329 (A) Upon appropriate application, the division shall issue special registration plates which
330 shall display the American flag and the logo "9/11/01".

331 (B) An annual fee of \$15 shall be charged for each plate in addition to all other fees
332 required by this chapter.

333 (C) A special application fee of \$10 shall be charged at the time of initial application as
334 well as upon application for any duplicate or replacement registration plate, in addition to all other
335 fees required by this chapter. All application fees shall be deposited into the State Road Fund.

336 (25) The division may issue a special registration plate celebrating the centennial of the
337 4-H youth development movement and honoring the Future Farmers of America organization as
338 follows:

339 (A) Upon appropriate application, the division may issue a special registration plate
340 depicting the symbol of the 4-H organization which represents the head, heart, hands and health
341 as well as the symbol of the Future Farmers of America organization which represents a cross
342 section of an ear of corn for any number of vehicles titled in the name of the qualified applicant.

343 (B) The division shall charge a special initial application fee of \$10 in addition to all other
344 fees required by law. This special fee shall be collected by the division and deposited in the
345 State Road Fund.

346 (C) The division shall charge an annual fee of \$15 for each special 4-H Future Farmers of
347 America registration plate in addition to all other fees required by this chapter.

348 (26) The division may issue special registration plates to educators in the state's

349 elementary and secondary schools and in the state's institutions of higher education as follows:

350 (A) Upon appropriate application, the division may issue a special registration plate
351 designed by the commissioner for any number of vehicles titled in the name of the qualified
352 applicant.

353 (B) The division shall charge a special initial application fee of \$10 in addition to all other
354 fees required by law. This special fee shall be collected by the division and deposited in the
355 State Road Fund.

356 (C) The division shall charge an annual fee of \$15 for each special educator registration
357 plate in addition to all other fees required by this chapter.

358 (27) The division may issue special registration plates to members of the Nemesis Shrine
359 as follows:

360 (A) Upon appropriate application, the division may issue a special registration plate
361 designed by the commissioner for any number of vehicles titled in the name of the qualified
362 applicant. Persons desiring the special registration plate shall offer sufficient proof of
363 membership in Nemesis Shrine.

364 (B) The division shall charge a special initial application fee of \$10 in addition to all other
365 fees required by law. This special fee shall be collected by the division and deposited in the
366 State Road Fund.

367 (C) An annual fee of \$15 shall be charged for each plate in addition to all other fees
368 required by this chapter.

369 (D) Notwithstanding the provisions of subsection (d) of this section, the time period for the
370 Nemesis Shrine to comply with the minimum one hundred prepaid applications is hereby
371 extended to January 15, 2005.

372 (28) The division may issue volunteers and employees of the American Red Cross special

373 registration plates as follows:

374 (A) Upon appropriate application, the division shall issue to any person who is a duly
375 qualified volunteer or employee of the American Red Cross a specialized registration plate which
376 bears recognition of the applicant as a volunteer or employee of the American Red Cross for any
377 number of vehicles titled in the name of the qualified applicant.

378 (B) The division shall charge a special initial application fee of \$10 in addition to all other
379 fees required by law. This special fee shall be collected by the division and deposited in the
380 State Road Fund.

381 (C) An annual fee of \$15 shall be charged for each plate in addition to all other fees
382 required by this chapter.

383 (29) The division shall issue special registration plates to individuals who have received
384 either the Combat Infantry Badge or the Combat Medic Badge as follows:

385 (A) Upon appropriate application, the division shall issue a special registration plate
386 designed by the commissioner for any number of vehicles titled in the name of the qualified
387 applicant. Persons desiring the special registration plate shall offer sufficient proof that they
388 have received either the Combat Infantry Badge or the Combat Medic Badge.

389 (B) The division shall charge a special initial application fee of \$10 in addition to all other
390 fees required by law. This special fee shall be collected by the division and deposited in the
391 State Road Fund.

392 (30) The division may issue special registration plates to members of the Knights of
393 Columbus as follows:

394 (A) Upon appropriate application, the division shall issue a special registration plate
395 designed by the commissioner for any number of vehicles titled in the name of the qualified
396 applicant. Persons desiring the special registration plate shall offer sufficient proof of

397 membership in the Knights of Columbus.

398 (B) The division shall charge a special initial application fee of \$10 in addition to all other
399 fees required by law. This special fee shall be collected by the division and deposited in the
400 State Road Fund.

401 (C) An annual fee of \$15 shall be charged for each plate in addition to all other fees
402 required by this chapter.

403 (D) Notwithstanding the provisions of subsection (d) of this section, the time period for the
404 Knights of Columbus to comply with the minimum one hundred prepaid applications is hereby
405 extended to January 15, 2007.

406 (31) The division may issue special registration plates to former members of the
407 Legislature as follows:

408 (A) Upon appropriate application, the division shall issue a special registration plate
409 designed by the commissioner for any number of vehicles titled in the name of the qualified
410 applicant. Persons desiring the special registration plate shall offer sufficient proof of former
411 service as an elected or appointed member of the West Virginia House of Delegates or the West
412 Virginia Senate.

413 (B) The division shall charge a special initial application fee of \$10 in addition to all other
414 fees required by law. This special fee shall be collected by the division and deposited in the
415 State Road Fund. The design of the plate shall indicate total years of service in the Legislature.

416 (C) An annual fee of \$15 shall be charged for each plate in addition to all other fees
417 required by this chapter.

418 (32) Democratic state or county executive committee member special registration plates:

419 (A) The division shall design and issue special registration plates for use by democratic
420 state or county executive committee members. The design of the plates shall include an insignia

421 of a donkey and shall differentiate by wording on the plate between state and county executive
422 committee members.

423 (B) An annual fee of \$25 shall be charged for each democratic state or county executive
424 committee member registration plate in addition to all other fees required by this chapter. All
425 annual fees collected for each special plate issued under this subdivision shall be deposited into
426 the State Road Fund.

427 (C) A special application fee of \$10 shall be charged at the time of initial application as
428 well as upon application for any duplicate or replacement registration plate, in addition to all other
429 fees required by this chapter. All application fees shall be deposited into the State Road Fund.

430 (D) The division shall not begin production of a plate authorized under the provisions of
431 this subdivision until the division receives at least one hundred completed applications from the
432 state or county executive committee members, including all fees required pursuant to this
433 subdivision.

434 (E) Notwithstanding the provisions of subsection (d) of this section, the time period for the
435 democratic executive committee to comply with the minimum one hundred prepaid applications
436 is hereby extended to January 15, 2005.

437 (33) The division may issue honorably discharged female veterans special registration
438 plates as follows:

439 (A) Upon appropriate application, there shall be issued to any female honorably
440 discharged veteran, of any branch of the armed services of the United States, a special
441 registration plate for any number of vehicles titled in the name of the qualified applicant with an
442 insignia designed by the Commissioner of the Division of Motor Vehicles to designate the recipient
443 as a woman veteran.

444 (B) A special initial application fee of \$10 shall be charged in addition to all other fees

445 required by law. This special fee shall be collected by the division and deposited in the State
446 Road Fund: *Provided*, That nothing in this section may be construed to exempt any veteran from
447 any other provision of this chapter.

448 (C) A surviving spouse may continue to use his deceased spouse's honorably discharged
449 veterans license plate until the surviving spouse dies, remarries or does not renew the license
450 plate.

451 (34) The division may issue special registration plates bearing the logo, symbol, insignia,
452 letters or words demonstrating association with West Liberty State College to any resident owner
453 of a motor vehicle. Resident owners may apply for the special license plate for any number of
454 Class A vehicles titled in the name of the applicant. The special registration plates shall be
455 designed by the commissioner. Each application submitted pursuant to this subdivision shall be
456 accompanied by payment of a special initial application fee of \$15, which is in addition to any
457 other registration or license fee required by this chapter. The division shall charge an annual fee
458 of \$15 for each special registration plate in addition to all other fees required by this chapter. All
459 special fees shall be collected by the division and deposited into the State Road Fund.

460 (35) The division may issue special registration plates to members of the Harley Owners
461 Group as follows:

462 (A) Upon appropriate application, the division may issue a special registration plate
463 designed by the commissioner for any number of vehicles titled in the name of the qualified
464 applicant. Persons desiring the special registration plate shall offer sufficient proof of
465 membership in the Harley Owners Group.

466 (B) The division shall charge a special initial application fee of \$10 in addition to all other
467 fees required by law. This special fee shall be collected by the division and deposited in the
468 State Road Fund.

469 (C) An annual fee of \$15 shall be charged for each plate in addition to all other fees
470 required by this chapter.

471 (36) The division may issue special registration plates for persons retired from any branch
472 of the armed services of the United States as follows:

473 (A) Upon appropriate application, there shall be issued to any person who has retired after
474 service in any branch of the armed services of the United States, a special registration plate for
475 any number of vehicles titled in the name of the qualified applicant with an insignia designed by
476 the Commissioner of the Division of Motor Vehicles to designate the recipient as retired from the
477 armed services of the United States.

478 (B) A special initial application fee of \$10 shall be charged in addition to all other fees
479 required by law. This special fee shall be collected by the division and deposited in the State
480 Road Fund: *Provided*, That nothing in this section may be construed to exempt any registrants
481 from any other provision of this chapter.

482 (C) A surviving spouse may continue to use his or her deceased spouse's retired military
483 license plate until the surviving spouse dies, remarries or does not renew the license plate.

484 (37) The division may issue special registration plates bearing the logo, symbol, insignia,
485 letters or words demonstrating association with or support for Fairmont State College as follows:

486 (A) Upon appropriate application, the division may issue a special registration plate
487 designed by the commissioner for any number of vehicles titled in the name of the qualified
488 applicant.

489 (B) The division shall charge a special initial application fee of \$10 in addition to all other
490 fees required by law. This special fee shall be collected by the division and deposited in the
491 State Road Fund.

492 (C) An annual fee of \$15 shall be charged for each plate in addition to all other fees

493 required by this chapter.

494 (38) The division may issue special registration plates honoring the farmers of West
495 Virginia as follows:

496 (A) Any owner of a motor vehicle who is a resident of West Virginia may apply for a special
497 license plate depicting a farming scene or other apt reference to farming, whether in pictures or
498 words, at the discretion of the commissioner.

499 (B) The division shall charge a special initial application fee of \$10. This special fee shall
500 be collected by the division and deposited in the State Road Fund.

501 (C) An annual fee of \$15 shall be charged for each plate in addition to all other fees
502 required by this chapter.

503 (39) The division shall issue special registration plates promoting education as follows:

504 (A) Upon appropriate application, the division shall issue a special registration plate
505 displaying a children's education-related theme as prescribed and designated by the
506 commissioner and the State Superintendent of Schools.

507 (B) The division shall charge a special initial application fee of \$10 in addition to all other
508 fees required by law. This special fee shall be collected by the division and deposited in the
509 State Road Fund.

510 (C) An annual fee of \$15 shall be charged for each plate in addition to all other fees
511 required by this chapter.

512 (40) The division may issue members of the 82nd Airborne Division Association special
513 registration plates as follows:

514 (A) The division may issue a special registration plate for members of the 82nd Airborne
515 Division Association upon receipt of a guarantee from the organization of a minimum of one
516 hundred applicants. The insignia on the plate shall be designed by the commissioner.

517 (B) Upon appropriate application, the division may issue members of the 82nd Airborne
518 Division Association in good standing, as determined by the governing body of the organization,
519 a special registration plate for any number of vehicles titled in the name of the qualified applicant.

520 (C) The division shall charge a special one-time initial application fee of \$10 for each
521 special license plate in addition to all other fees required by this chapter. All initial application
522 fees collected by the division shall be deposited into the State Road Fund: *Provided, That*
523 nothing in this section may be construed to exempt the applicant from any other provision of this
524 chapter.

525 (D) A surviving spouse may continue to use his or her deceased spouse's special 82nd
526 Airborne Division Association registration plate until the surviving spouse dies, remarries or does
527 not renew the special registration plate.

528 (41) The division may issue special registration plates to survivors of wounds received in
529 the line of duty as a member with a West Virginia law-enforcement agency.

530 (A) Upon appropriate application, the division shall issue to any member of a municipal
531 police department, sheriff's department, the State Police or the law-enforcement division of the
532 Division of Natural Resources who has been wounded in the line of duty and awarded a Purple
533 Heart in recognition thereof by the West Virginia Chiefs of Police Association, the West Virginia
534 Sheriffs' Association, the West Virginia Troopers Association or the Division of Natural Resources
535 a special registration plate for one vehicle titled in the name of the qualified applicant with an
536 insignia appropriately designed by the commissioner.

537 (B) Registration plates issued pursuant to this subdivision are exempt from the registration
538 fees otherwise required by the provisions of this chapter.

539 (C) A surviving spouse may continue to use his or her deceased spouse's special
540 registration plate until the surviving spouse dies, remarries or does not renew the plate.

541 (D) Survivors of wounds received in the line of duty as a member with a West Virginia
542 law-enforcement agency may obtain a license plate as described in this section for use on a
543 passenger vehicle titled in the name of the qualified applicant. The division shall charge a
544 one-time fee of \$10 to be deposited into the State Road Fund, in addition to all other fees required
545 by this chapter, for the second plate.

546 (42) The division may issue a special registration plate for persons who are Native
547 Americans and residents of this state.

548 (A) Upon appropriate application, the division shall issue to an applicant who is a Native
549 American resident of West Virginia a registration plate for a vehicle titled in the name of the
550 applicant with an insignia designed by the Commissioner of the Division of Motor Vehicles to
551 designate the recipient as a Native American.

552 (B) The division shall charge a special one-time initial application fee of \$10 in addition to
553 all other fees required by law. This special fee shall be collected by the division and deposited
554 in the State Road Fund.

555 (C) An annual fee of \$15 shall be charged for each plate in addition to all other fees
556 required by this chapter.

557 (43) The division may issue special registration plates commemorating the centennial
558 anniversary of the creation of Davis and Elkins College as follows:

559 (A) Upon appropriate application, the division may issue a special registration plate
560 designed by the commissioner to commemorate the centennial anniversary of Davis and Elkins
561 College for any number of vehicles titled in the name of the applicant.

562 (B) The division shall charge a special initial application fee of \$10. This special fee shall
563 be collected by the division and deposited in the State Road Fund.

564 (C) An annual fee of \$15 shall be charged for each plate in addition to all other fees

565 required by this chapter.

566 (44) The division may issue special registration plates recognizing and honoring breast
567 cancer survivors.

568 (A) Upon appropriate application, the division may issue a special registration plate
569 designed by the commissioner to recognize and honor breast cancer survivors, such plate to
570 incorporate somewhere in the design the "pink ribbon emblem", for any number of vehicles titled
571 in the name of the applicant.

572 (B) The division shall charge a special initial application fee of \$10. This special fee shall
573 be deposited in the State Road Fund.

574 (C) An annual fee of \$15 shall be charged for each plate in addition to all other fees
575 required by this chapter.

576 (45) The division may issue special registration plates to members of the Knights of
577 Pythias or Pythian Sisters as follows:

578 (A) Upon appropriate application, the division may issue a special registration plate
579 designed by the commissioner for any number of vehicles titled in the name of the qualified
580 applicant. Persons desiring the special registration plate shall offer sufficient proof of
581 membership in the Knights of Pythias or Pythian Sisters.

582 (B) The division shall charge a special initial application fee of \$10 in addition to all other
583 fees required by law. This special fee shall be collected by the division and deposited in the
584 State Road Fund.

585 (C) An annual fee of \$15 shall be charged for each plate in addition to all other fees
586 required by this chapter.

587 (46) The commissioner may issue special registration plates for whitewater rafting
588 enthusiasts as follows:

589 (A) Upon appropriate application, the division may issue a special registration plate
590 designed by the commissioner for any number of vehicles titled in the name of the qualified
591 applicant.

592 (B) The division shall charge a special initial application fee of \$10 in addition to all other
593 fees required by law. This special fee shall be collected by the division and deposited in the
594 State Road Fund.

595 (C) The division shall charge an annual fee of \$15 for each special registration plate in
596 addition to all other fees required by this chapter.

597 (47) The division may issue special registration plates to members of Lions International
598 as follows:

599 (A) Upon appropriate application, the division may issue a special registration plate
600 designed by the commissioner in consultation with Lions International for any number of vehicles
601 titled in the name of the qualified applicant. Persons desiring the special registration plate shall
602 offer sufficient proof of membership in Lions International.

603 (B) The division shall charge a special initial application fee of \$10 in addition to all other
604 fees required by law. This special fee shall be collected by the division and deposited in the
605 State Road Fund.

606 (C) An annual fee of \$15 shall be charged for each plate in addition to all other fees
607 required by this chapter.

608 (48) The division may issue special registration plates supporting organ donation as
609 follows:

610 (A) Upon appropriate application, the division may issue a special registration plate
611 designed by the commissioner which recognizes, supports and honors organ and tissue donors
612 and includes the words "Donate Life".

613 (B) The division shall charge a special initial application fee of \$10 in addition to all other
614 fees required by law. This special fee shall be collected by the division and deposited in the
615 State Road Fund.

616 (C) An annual fee of \$15 shall be charged for each plate in addition to all other fees
617 required by this chapter.

618 (49) The division may issue special registration plates to members of the West Virginia
619 Bar Association as follows:

620 (A) Upon appropriate application, the division may issue a special registration plate
621 designed by the commissioner in consultation with the West Virginia Bar Association for any
622 number of vehicles titled in the name of the qualified applicant. Persons desiring the special
623 registration plate shall offer sufficient proof of membership in the West Virginia Bar Association.

624 (B) The division shall charge a special initial application fee of \$10 in addition to all other
625 fees required by law. This special fee shall be collected by the division and deposited in the
626 State Road Fund.

627 (C) An annual fee of \$15 shall be charged for each plate in addition to all other fees
628 required by this chapter.

629 (50) The division may issue special registration plates bearing an appropriate logo, symbol
630 or insignia combined with the words "SHARE THE ROAD" designed to promote bicycling in the
631 state as follows:

632 (A) Upon appropriate application, the division may issue a special registration plate
633 designed by the commissioner for any number of vehicles titled in the name of the applicant.

634 (B) The division shall charge a special initial application fee of \$10 in addition to all other
635 fees required by law. This special fee shall be collected by the division and deposited in the
636 State Road Fund.

637 (C) An annual fee of \$15 shall be charged for each plate in addition to all other fees
638 required by this chapter.

639 (51) The division may issue special registration plates honoring coal miners as follows:

640 (A) Upon appropriate application, the division shall issue a special registration plate
641 depicting and displaying coal miners in mining activities as prescribed and designated by the
642 commissioner and the board of the National Coal Heritage Area Authority.

643 (B) The division shall charge a special initial application fee of \$10 in addition to all other
644 fees required by law. This special fee shall be collected by the division and deposited in the
645 State Road Fund.

646 (C) An annual fee of \$15 shall be charged for each plate in addition to all other fees
647 required by this chapter.

648 (52) The division may issue special registration plates to present and former Boy Scouts
649 as follows:

650 (A) Upon appropriate application, the division may issue a special registration plate
651 designed by the Commissioner for any number of vehicles titled in the name of the qualified
652 applicant. Persons desiring the special registration plate shall offer sufficient proof of present or
653 past membership in the Boy Scouts as either a member or a leader.

654 (B) The division shall charge a special initial application fee of \$10 in addition to all other
655 fees required by law. This special fee shall be collected by the division and deposited in the
656 State Road Fund.

657 (C) An annual fee of \$15 shall be charged for each plate in addition to all other fees
658 required by this chapter.

659 (53) The division may issue special registration plates to present and former Boy Scouts
660 who have achieved Eagle Scout status as follows:

661 (A) Upon appropriate application, the division may issue a special registration plate
662 designed by the commissioner for any number of vehicles titled in the name of the qualified
663 applicant. Persons desiring the special registration plate shall offer sufficient proof of
664 achievement of Eagle Scout status.

665 (B) The division shall charge a special initial application fee of \$10 in addition to all other
666 fees required by law. This special fee shall be deposited in the State Road Fund.

667 (C) An annual fee of \$15 shall be charged for each plate in addition to all other fees
668 required by this chapter.

669 (54) The division may issue special registration plates recognizing and memorializing
670 victims of domestic violence.

671 (A) Upon appropriate application, the division may issue a special registration plate
672 designed by the commissioner to recognize and memorialize victims of domestic violence, such
673 plate to incorporate somewhere in the design the "purple ribbon emblem", for any number of
674 vehicles titled in the name of the applicant.

675 (B) The division shall charge a special initial application fee of \$10. This special fee shall
676 be deposited in the State Road Fund.

677 (C) An annual fee of \$15 shall be charged for each plate in addition to all other fees
678 required by this chapter.

679 (55) The division may issue special registration plates bearing the logo, symbol, insignia,
680 letters or words demonstrating association with or support for the University of Charleston as
681 follows:

682 (A) Upon appropriate application, the division may issue a special registration plate
683 designed by the commissioner for any number of vehicles titled in the name of the qualified
684 applicant.

685 (B) The division shall charge a special initial application fee of \$10 in addition to all other
686 fees required by law. This special fee shall be collected by the division and deposited in the
687 State Road Fund.

688 (C) An annual fee of \$15 shall be charged for each plate in addition to all other fees
689 required by this chapter.

690 (56) The division may issue special registration plates to members of the Sons of the
691 American Revolution as follows:

692 (A) Upon appropriate application, the division may issue a special registration plate
693 designed by the commissioner in consultation with the Sons of the American Revolution for any
694 number of vehicles titled in the name of the qualified applicant. Persons desiring the special
695 registration plate shall offer sufficient proof of membership in the Sons of the American
696 Revolution.

697 (B) The division shall charge a special initial application fee of \$10 in addition to all other
698 fees required by law. This special fee shall be collected by the division and deposited in the
699 State Road Fund.

700 (C) An annual fee of \$15 shall be charged for each plate in addition to all other fees
701 required by this chapter.

702 (57) The commissioner may issue special registration plates for horse enthusiasts as
703 follows:

704 (A) Upon appropriate application, the division may issue a special registration plate
705 designed by the commissioner for any number of vehicles titled in the name of the qualified
706 applicant.

707 (B) The division shall charge a special initial application fee of \$10 in addition to all other
708 fees required by law. This special fee shall be collected by the division and deposited in the

709 State Road Fund.

710 (C) The division shall charge an annual fee of \$15 for each special registration plate in
711 addition to all other fees required by this chapter.

712 (58) The commissioner may issue special registration plates to the next of kin of a member
713 of any branch of the armed services of the United States killed in combat as follows:

714 (A) Upon appropriate application, the division shall issue a special registration plate for
715 any number of vehicles titled in the name of a qualified applicant depicting the Gold Star awarded
716 by the United States Department of Defense as prescribed and designated by the commissioner.

717 (B) The next of kin shall provide sufficient proof of receiving a Gold Star lapel button from
718 the United States Department of Defense in accordance with Public Law 534, 89th Congress, and
719 criteria established by the United States Department of Defense, including criteria to determine
720 next of kin.

721 (C) The division shall charge a special initial application fee of \$10 in addition to all other
722 fees required by law. This special fee shall be collected by the division and deposited in the
723 State Road Fund.

724 (D) The provisions of subsection (d) of this section are not applicable for the issuance of
725 the special license plates designated by this subdivision.

726 (59) The commissioner may issue special registration plates for retired or former Justices
727 of the Supreme Court of Appeals of West Virginia as follows:

728 (A) Upon appropriate application, the division may issue a special registration plate
729 designed by the commissioner for any number of vehicles titled in the name of the qualified
730 applicant.

731 (B) The division shall charge a special initial application fee of \$10 in addition to all other
732 fees required by law. This special fee shall be collected by the division and deposited in the

733 State Road Fund.

734 (C) The division shall charge an annual fee of \$15 for each special registration plate in
735 addition to all other fees required by this chapter.

736 (D) The provisions of subsection (d) of this section are not applicable for the issuance of
737 the special license plates designated by this subdivision.

738 (60) The division may issue special registration plates bearing an appropriate symbol or
739 insignia combined with the words "Family of an Officer Killed in the Line of Duty":

740 (A) Upon appropriate application, the division may issue a special registration plate
741 designed by the commissioner for any number of vehicles titled in the name of the qualified
742 applicant.

743 (B) The division shall charge a special initial application fee of \$10 in addition to all other
744 fees required by law. This special fee shall be collected by the division and deposited in the
745 State Road Fund.

746 (C) The division shall charge an annual fee of \$15 for each special registration plate in
747 addition to all other fees required by this chapter.

748 ~~(60)~~ (61) Upon approval by the commissioner of an appropriate application, and upon all
749 requirements of this subdivision being satisfied, the division may issue special registration plates
750 for class A and class G motor vehicles to members of an organization for which a special
751 registration plate has not been issued pursuant to any other subdivision in this subsection prior to
752 January 1, 2010, in accordance with the provisions of this subdivision.

753 (A) An organization desiring to create a special registration plate must comply with the
754 following requirements to be eligible to apply for the creation and issuance of a special
755 registration plate:

756 (i) The organization must be a nonprofit organization organized and existing under Section

757 501(c)(3) of Title 26 of the Internal Revenue Code and based, headquartered or have a chapter
758 in West Virginia;

759 (ii) The organization may be organized for, but may not be restricted to, social, civic, higher
760 education or entertainment purposes;

761 (iii) The organization may not be a political party and may not have been created or exist
762 primarily to promote a specific political or social belief, as determined by the commissioner in his
763 or her sole discretion;

764 (iv) The organization may not have as its primary purpose the promotion of any specific
765 faith, religion, religious belief or antireligion;

766 (v) The name of the organization may not be the name of a special product or brand name,
767 and may not be construed, as determined by the commissioner, as promoting a product or brand
768 name; and

769 (vi) The organization's lettering, logo, image or message to be placed on the registration
770 plate, if created, may not be obscene, offensive or objectionable as determined by the
771 commissioner in his or her sole discretion.

772 (B) Beginning July 1, 2010, an organization requesting the creation and issuance of a
773 special registration plate may make application with the division. The application shall include
774 sufficient information, as determined by the commissioner, to determine whether the special
775 registration plate requested and the organization making the application meet all of the
776 requirements set forth in this subdivision ~~(60)~~ (61). The application shall also include a proposed
777 design, including lettering, logo, image or message to be placed on the registration plate. The
778 commissioner shall notify the organization of the commissioner's approval or disapproval of the
779 application.

780 (C)(i) The commissioner may not begin the design or production of any license plates

781 authorized and approved pursuant to this subdivision ~~(60)~~ (61), subsection (c) of this section until
782 the organization which applied for the special registration plate has collected and submitted
783 collectively to the division applications completed by at least two hundred fifty persons and
784 collectively deposited with the division all fees necessary to cover the first year's basic
785 registration, one-time design and manufacturing costs and to cover the first year additional annual
786 fee for all of the applications submitted.

787 (ii) If the organization fails to submit the required number of applications and fees within
788 six months of the effective date of the approval of the application for the plate by the
789 commissioner, the plate will not be produced until a new application is submitted and is approved
790 by the commissioner: *Provided*, That an organization that is unsuccessful in obtaining the
791 minimum number of applications may not make a new application for a special plate until at least
792 two years have passed since the approval of the previous application of the organization.

793 (D) The division shall charge a special initial application fee of \$25 for each special license
794 plate in addition to all other fees required by law. This special fee shall be collected by the
795 division and deposited in the State Road Fund.

796 (E) The division shall charge an annual fee of \$15 for each special registration plate in
797 addition to all other fees required by this chapter.

798 (F) Upon appropriate application, the division may issue a special registration plate
799 designed by the commissioner in consultation with the organization for any number of vehicles
800 titled in the name of a qualified registration plate applicant. Persons desiring the special
801 registration plate shall offer sufficient proof of membership in the organization.

802 (G) The commissioner shall discontinue the issuance or renewal of the registration of any
803 special plate issued pursuant to this subdivision ~~(60)~~ (61) if:

804 (i) The number of valid registrations for the specialty plate falls below two hundred fifty

805 plates for at least twelve consecutive months; or

806 (ii) The organization no longer exists or no longer meets the requirements of this
807 subdivision.

808 (d) The minimum number of applications required prior to design and production of a
809 special license plate shall be as follows:

810 (1) The commissioner may not begin the design or production of any license plates for
811 which eligibility is based on membership or affiliation with a particular private organization until at
812 least one hundred persons complete an application and deposit with the organization a check
813 to cover the first year's basic registration, one-time design and manufacturing costs and to cover
814 the first year additional annual fee. If the organization fails to submit the required number of
815 applications with attached checks within six months of the effective date of the original authorizing
816 legislation, the plate will not be produced and will require legislative reauthorization: *Provided,*
817 That an organization or group that is unsuccessful in obtaining the minimum number of
818 applications may not request reconsideration of a special plate until at least two years have
819 passed since the effective date of the original authorization: *Provided, however,* That the
820 provisions of this subdivision (1) are not applicable to the issuance of plates authorized pursuant
821 to subdivision ~~(60)~~ (61), subsection (c) of this section.

822 (2) The commissioner may not begin the design or production of any license plates
823 authorized by this section for which membership or affiliation with a particular organization is not
824 required until at least two hundred fifty registrants complete an application and deposit a fee with
825 the division to cover the first year's basic registration fee, one-time design and manufacturing fee
826 and additional annual fee if applicable. If the commissioner fails to receive the required number
827 of applications within six months of the effective date of the original authorizing legislation, the
828 plate will not be produced and will require legislative reauthorization: *Provided,* That if the

829 minimum number of applications is not satisfied within the six months of the effective date of the
830 original authorizing legislation, a person may not request reconsideration of a special plate until
831 at least two years have passed since the effective date of the original authorization.

832 (e) (1) Nothing in this section requires a charge for a free prisoner of war license plate or
833 a free recipient of the Congressional Medal of Honor license plate for a vehicle titled in the name
834 of the qualified applicant as authorized by other provisions of this code.

835 (2) A surviving spouse may continue to use his or her deceased spouse's prisoner of war
836 license plate or Congressional Medal of Honor license plate until the surviving spouse dies,
837 remarries or does not renew the license plate.

838 (3) Qualified former prisoners of war and recipients of the Congressional Medal of Honor
839 may obtain a second special registration plate for use on a passenger vehicle titled in the name
840 of the qualified applicant. The division shall charge a one-time fee of \$10 to be deposited into
841 the State Road Fund, in addition to all other fees required by this chapter, for the second special
842 plate.

843 (f) The division may issue special ten-year registration plates as follows:

844 (1) The commissioner may issue or renew for a period of no more than ten years any
845 registration plate exempted from registration fees pursuant to any provision of this code or any
846 restricted use antique motor vehicle license plate authorized by section three-a, article ten of this
847 chapter: *Provided*, That the provisions of this subsection do not apply to any person who has
848 had a special registration suspended for failure to maintain motor vehicle liability insurance as
849 required by section three, article two-a, chapter seventeen-d of this code or failure to pay personal
850 property taxes as required by section three-a of this article.

851 (2) An initial nonrefundable fee shall be charged for each special registration plate issued
852 pursuant to this subsection, which is the total amount of fees required by section fifteen, article

853 ten of this chapter, section three, article three of this chapter or section three-a, article ten of this
854 chapter for the period requested.

855 (g) The provisions of this section may not be construed to exempt any registrant from
856 maintaining motor vehicle liability insurance as required by section three, article two-a, chapter
857 seventeen-d of this code or from paying personal property taxes on any motor vehicle as required
858 by section three-a of this article.

859 (h) The commissioner may, in his or her discretion, issue a registration plate of
860 reflectorized material suitable for permanent use on motor vehicles, trailers and semitrailers,
861 together with appropriate devices to be attached to the registration to indicate the year for which
862 the vehicles have been properly registered or the date of expiration of the registration. The
863 design and expiration of the plates shall be determined by the commissioner. The commissioner
864 shall, whenever possible and cost effective, implement the latest technology in the design,
865 production and issuance of registration plates, indices of registration renewal and vehicle
866 ownership documents, including, but not limited to, offering Internet renewal of vehicle registration
867 and the use of bar codes for instant identification of vehicles by scanning equipment to promote
868 the efficient and effective coordination and communication of data for improving highway safety,
869 aiding law enforcement and enhancing revenue collection.

870 (i) Any license plate issued or renewed pursuant to this chapter which is paid for by a
871 check that is returned for nonsufficient funds is void without further notice to the applicant. The
872 applicant may not reinstate the registration until the returned check is paid by the applicant in
873 cash, money order or certified check and all applicable fees assessed as a result thereof have
874 been paid.

NOTE: The purpose of this bill is to provide for the issuance of a special "Family of an Officer Killed in the Line of Duty" license plate. It provides for assessing an initial application fee and an annual fee for the license plate.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.